

(Through Video Conferencing)

CWP No.8935 of 2021

Date of Decision: 27.04.2021

Yogesh Dahiya and another

.....Petitioners

Versus

The Central Board of School Education Panchkula and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHIPresent: Mr. Anil Malik, Advocate,
for the petitioners.Mr. Naveen Chopra, Advocate,
for respondent No.1.
(Keeping in view the advance copy given.)**HARSIMRAN SINGH SETHI, J. (ORAL)**

Learned counsel for the petitioners prays that the name of father of the petitioners has been spelt as 'Satya Parkash' instead of 'Satya Prakash' and hence, the School Leaving Certificates awarded to the petitioners (Annexure P-5) be corrected.

Learned counsel for the petitioners argues that keeping in view the settled principle of law by this Court in case of ***Aarushi Sood (Minor) Versus Central Board of Secondary Education, CWP No.8901 of 2020 decided on 02.11.2020***, similar directions have already been given to the Central Board of Secondary Education with regard to the change of the name of either the candidate or the parents where, the Central Board of Secondary Education is of the view that there is no fraud being played.

Learned counsel for the petitioners further submits that the petitioners have already submitted an application (Annexure P-6) dated 29.01.2021 to the Secretary, Central Board of School Education Panchkula

for the grievance as raised in the present petition and the petitioners will be satisfied, at this stage, in case a time bound direction is given to respondent No.1 to decide the said application (Annexure P-6) dated 29.01.2021 keeping in view of settled principle of law, by passing appropriate speaking order.

Notice of motion.

Mr. Naveen Chopra, Advocate, who has joined the proceedings through video conference, keeping in view the service of advance copy of petition, accepts notice on behalf of respondent No.1 and raises no objection with regard to prayer of the petitioners for deciding the application (Annexure P-6) dated 29.01.2021 in a time bound manner by passing appropriate speaking order.

In view of the above, without expressing any opinion on the merits of the case or the claim being raised by the petitioners in the present petition as well as in the application (Annexure P-6) dated 29.01.2021, the present writ petition is disposed of with a direction to respondent No.1 to decide the application submitted by the petitioners Annexure P-6 dated 29.01.2021 by passing appropriate speaking order within a period of two months from the date of receipt of certified copy of this order. The said speaking order be passed by keeping in view the settled principle of law on the issue of the correction in the name in the certificate issued to a candidate cited herein before.

Disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

27.04.2021
sandeep

Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No